Quiz 16 – Chapter 11 – The Judicial Branch  
  
1. In Texas, nearly all judges are chosen by a

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|  | a. | legislative committee. |
|  | b. | partisan election. |
|  | c. | non-partisan election. |
|  | d. | nominations council. |

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2. The short-term method for relieving overcrowded court dockets in Texas is to

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|  | a. | limit the type of cases that courts may handle. |
|  | b. | use alternative dispute resolution. |
|  | c. | utilize the “change of venue” procedure. |
|  | d. | order a two-year delay in the case to give the docket time to clear. |

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| 3. ​The goals of specialty courts are   |  |  |  | | --- | --- | --- | |  | a. | ​efficiency and therapy. | |  | b. | ​institutionalization and incarceration. | |  | c. | ​effective child placement and punishment. | |  | d. | ​individualized treatment and retribution. |  |  |  | | --- | --- | |  | a | | 4. A citizen who believes a judge has behaved unethically while presiding over his or her case should file a complaint with the   |  |  |  | | --- | --- | --- | |  | a. | district attorney in his or her county. | |  | b. | State Bar of Texas. | |  | c. | Commission on Judicial Conduct. | |  | d. | Texas Supreme Court. |  |  |  | | --- | --- | |  |  |   5. The Texas Supreme Court does all the following, *except*   |  |  |  | | --- | --- | --- | |  | a. | appoint the members of the Board of Law Examiners. | |  | b. | write the Rules of Civil Procedure subject to legislative veto. | |  | c. | fill vacancies in state district courts when they arise. | |  | d. | transfer cases from one court of appeals district to another to balance the caseload. |  |  |  | | --- | --- | |  |  | |  | |  |  | | 6. What is the major way that the Missouri Plan differs from the appointment-retention system for selecting judges?​   |  |  |  | | --- | --- | --- | |  | a. | ​The people can vote on the appointed judge after he or she serves in office for a while. | |  | b. | ​The governor nominates someone for a judgeship. | |  | c. | ​A nominating commission recommends a panel of nominees to the governor. | |  | d. | ​The legislature prefers the Missouri Plan. |  |  |  | | --- | --- | |  |  | |  | |

7. In order to be a practicing attorney in the State of Texas, a lawyer must be

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|  | a. | a member of the State Bar of Texas. |
|  | b. | a graduate of a Texas law school. |
|  | c. | registered with the National Lawyers Guild. |
|  | d. | a member of the Texas Trial Lawyers Association. |

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8. The State Bar of Texas performs all the following functions, *except*

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|  | a. | provide continuing legal education. |
|  | b. | discipline, suspend or disbar attorneys. |
|  | c. | promote high standards of ethical conduct. |
|  | d. | rate and publish the qualifications of lawyers. |

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9. The State Bar of Texas has the authority to take all the following actions, *except* to

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|  | a. | suspend attorneys. |
|  | b. | disbar attorneys. |
|  | c. | discipline attorneys. |
|  | d. | impeach attorneys. |

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10. The compensation for a lawyer based on a percentage of a winning lawsuit is known as a

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|  | a. | retainer. |
|  | b. | contingency fee. |
|  | c. | rebate. |
|  | d. | kickback. |

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11. Which amendment to the U.S. Constitution guarantees legal representation to the poor in civil cases?​

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|  | a. | ​None |
|  | b. | First |
|  | c. | Sixth |
|  | d. | Fourteenth |

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12. Grand juries in Texas are composed of \_\_\_\_\_\_\_\_\_\_ members.

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|  | a. | six |
|  | b. | twelve |
|  | c. | both six and twelve |
|  | d. | forty |

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13. Indictments are prepared in grand jury proceedings if at least \_\_\_\_\_\_\_\_\_ members decide that there is enough evidence to warrant a trial.

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|  | a. | six |
|  | b. | twelve |
|  | c. | nine |
|  | d. | seven |

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14. Qualifications for serving on a trial jury in Texas include all the following, *except*

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|  | a. | be at least 18 years of age. |
|  | b. | be able to read and write English. |
|  | c. | be a citizen of the United States. |
|  | d. | be a resident of the state of Texas. |

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15. A panel of prospective jurors, chosen by random selection, is called a

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|  | a. | *voir dire*. |
|  | b. | *venire*. |
|  | c. | peremptory challenge. |
|  | d. | stratified sampling. |

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16. A lawyer may inquire​ about a prospective juror’s social media habits to determine if the prospective juror is

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|  | a. | ​computer literate. |
|  | b. | ​educated. |
|  | c. | ​literate in English. |
|  | d. | ​biased. |

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17. The injured party in a civil case is formally referred to as the

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|  | a. | defendant. |
|  | b. | victim. |
|  | c. | plaintiff. |
|  | d. | law of parties. |

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18. In civil cases, which types of damages would compensate a plaintiff for mental anguish or emotional distress?​

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|  | a. | ​Economic |
|  | b. | ​Noneconomic |
|  | c. | ​Punitive |
|  | d. | ​Statutory |

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19. ​In recent years, why have the number of civil jury trials declined?

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|  | a. | ​People aren’t suing each other as frequently. |
|  | b. | ​More cases are being tried to judges. |
|  | c. | ​More cases are being dismissed by judges. |
|  | d. | ​More cases are being settled by agreement between the plaintiff and defendant. |

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20. ​A trend in the representation of poor people accused of a felony or misdemeanor case that may result in incarceration is

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|  | a. | ​more poor people are representing themselves. |
|  | b. | ​more private attorneys are representing the poor. |
|  | c. | ​more counties are establishing public defender’s offices to represent the poor. |
|  | d. | ​the Texas Indigent Defense Commission has taken over the responsibility for providing attorneys for poor people. |

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